

1 NICHOLAS A. TRUTANICH  
United States Attorney  
2 District of Nevada  
Nevada Bar No. 13644

4 BRIAN IRVIN  
5 Assistant United States Attorney  
6 501 Las Vegas Blvd. So., Suite 1100  
7 Las Vegas, Nevada 89101  
8 (702) 388-6336  
9 [Brian.Irvin@usdoj.gov](mailto:Brian.Irvin@usdoj.gov)

7 | Attorneys for the United States

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

Thanh Q. Dam and Ha Thu Ta,

**Plaintiffs,**

V.

12 William Barr, Attorney General,  
13 Department of Justice, Kevin Maleenan,  
14 Acting Secretary for the Department of  
15 Homeland Security; Kenneth T. Cuccinelli  
16 II, Acting Director, Citizen and Immigration  
17 Services; Al Gallmann, District Director for  
the Phoenix Citizenship and Immigration  
Services; Jeanne M. Kent, Filed Office  
Direct, Las Vegas Citizenship and  
Immigration Services (collectively “Federal  
Defendants”);  
Defendants.

Case No. 2:19-cv-01701-GMN-NJK

## **Stipulation to Extend Deadlines (Second Request)**

Pursuant to Local Rule IA 6-1, the parties request an extension of time to file their respective motion for summary judgment briefs. This motion is brought 20 days before the impending deadline on August 12, 2020; however, good cause exists for the requested extension.

This is an APA action wherein Plaintiffs challenge the denial of an application of citizenship. On July 13, 2020, the Federal Defendants filed a motion to file the administrative record under seal, along with an index and electronic version of the record. ECF No. 21. Per the Court's order (ECF No. 20), the parties must file their respective motions for summary judgment by August 12, 2020.

1       Counsel for the United States does not believe it is feasible to meet the upcoming deadline  
2 based on his upcoming schedule. Specifically, counsel for the United States will be out of town,  
3 without access to the file, between July 30 and August 6, 2020. The week of August 10<sup>th</sup>, counsel  
4 for the United States is scheduled to participate in settlement conferences in *Llamas v. United States*,  
5 case no. 2:18-cv-02202-RFB-DJA and *Watson v. United States*, case No. 2:16-cv-00608-RFB-DJA,  
6 and he is set to take multiple expert depositions. Counsel for United States does not believe he  
7 will have sufficient time to review the administrative file (which is over 3,000 pages) and prepare  
8 the brief before August 12, 2020. Moreover, this motion was not brought earlier because counsel  
9 was not certain whether the upcoming depositions and settlement conferences would go forward.  
10 Counsel for the United States has discussed a 30 day extension with Plaintiffs' counsel, who  
11 graciously agreed to the proposed extension. Accordingly, the parties request that the Court enter  
12 an order setting the following deadlines:

13       2. By September 11, 2020, the parties shall file their respective motion for summary  
14 judgment briefs.

15       3. By October 12, 2020, the parties shall file their respective briefs in opposition.

16       4. By November 12, 2020, the parties may file reply briefs, if necessary.

17

18       ///

19       ///

20       ///

21       ///

22       ///

23       ///

24       ///

25       ///

26       ///

IT IS SO ORDERED:



UNITED STATES MAGISTRATE JUDGE  
DATED: July 27, 2020